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CONFIDENTIAL  
TELECOPY MESSAGE

TO : USPTO

DATE: 16 October 2006

FROM: Nevin Shaffer

PAGES INCLUDING COVER: 9

RE: US patent application 10/706,410

FAX NO.: 571-273-8300

CLIENT: Triple Crown

File no. 102-1189

Confirmation no.: 6794

Applicants: Jerry Joe Wolfe, Jr. Et al.

Examiner: Kimberly S. Smith

Filing Date: November 12, 2003

Group Art Unit: 3644

Title: Container Apparatus and Method

MESSAGE:

Dear Petitions Examiner:

Attached is:

1. A Petition for A Withdrawal of the Holding of Abandonment in this case.

Thank you for you efforts.

Sincerely,

J. Nevin Shaffer, Jr., Attorney for Applicant  
Reg. No. 29,858\*\*\*\*\*  
CONFIDENTIALITY NOTICE

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**CENTRAL FAX CENTER****OCT 16 2006****PATENT**  
**102-1189****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of:	)	
Jerry Joe Wolfe Jr. et al.	)	
Serial No.: 10/706,410	)	Examiner: Kimberly S. Smith
Filed: November 12, 2003	)	Group Art Unit: 3644
FOR: CONTAINER	)	Confirmation Number: 6794
<u>APPARATUS AND METHOD</u>	)	
Mail Stop Petitions		
Commissioner for Patents		Via Fax to 571-273-8300
P.O. Box 1450		
Alexandria, VA 22313-1450		

Sir:

**PETITION FOR WITHDRAWAL OF HOLDING OF ABANDONMENT**

Applicants hereby petition for the withdrawal of the holding of abandonment of the above case for the following reasons:

1. A Request for Continued Examination of the above identified application including the previously submitted Amendment After Final filed 6 September 2005 was faxed to the US Patent Office on 18 October 2005. A copy of all the documents submitted at that date (minus the credit card payment form) amounting to 6 pages is attached hereto.
2. A copy of the USPTO Auto-Reply Facsimile Transmission acknowledging receipt of the 6 pages was received by Applicants' attorney. A copy of the Auto-Reply is also attached.
3. Because a proper response to the Final Office Action was filed on time including a credit card authorization for all fees in addition to authorization to charge this attorney's

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Deposit Account, Applicants respectfully request that the holding of abandonment of this application be withdrawn and the case passed to the examiner for continued examination.

Applicants intend this to be a complete response. No additional fees are believed due. If there is any additional fee due, please charge such fee to Deposit Account No. 19-1453 (Our File No. Triple Crown 102-1189).

Respectfully submitted,

J. Nevin Shaffer, Jr., P.A.

Date: 16 OCT 06By: 

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## Certificate of Facsimile transmission

I hereby certify that this correspondence is being transmitted to the Patent and Trademark Office facsimile number (571) 273-8300 on 16 October 2006. Number of Pages, including Transmittal Letter, 9 pages.

Reg. No. 29,858, J. Nevin Shaffer, Jr.

